

PROOF

STATE OF IOWA

Senate Journal

MONDAY, FEBRUARY 14, 2011

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JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 14, 2011

The Senate met in regular session at 12:59 p.m., President Kibbie presiding.

A moment of silence was observed by the Senate in memory of Brooke Elliot, a Riceville High School student, who died this past Friday, February 11, 2011, in a car accident.

Prayer was offered by Reverend Jim Laupp, pastor of the First Baptist Church in Fort Dodge, Iowa. He was the guest of Senator Beall.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Austin Pappan.

The Journal of Thursday, February 10, 2011, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Isaiah McGee, the governor's appointee to be the Director of the Department of Human Rights. He was the guest of Senators Jochum, Fraise, and Feenstra and the committee on State Government.

The Secretary of the Senate introduced David Roederer, the governor's appointee to be the Director of the Department of Management. He was the guest of Senator Danielson and the committee on State Government.

The Secretary of the Senate introduced Jason Glass, the governor's appointee to be the Director of the Department of Education. He was the guest of Senator Quirmbach and the committee on Education.

The Secretary of the Senate introduced Larry Noble, the governor's appointee to be the Commissioner of Public Safety. He was the guest of Senator Hancock and the committee on Transportation.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:37 p.m. until 9:00 a.m., Tuesday, February 15, 2011.

APPENDIX

AGENCY ICN REPORT

An Iowa Communications Network (ICN) usage report for FY 2010, pursuant to Iowa Code section 8D.10, was received from the following agency:

IOWA NATIONAL GUARD – Report received on February 11, 2011.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

James and Ollie Anderton, Maquoketa—For celebrating their 50th wedding anniversary. Senator Bowman (2/14/11).

Merv and Carol Helfert, Sabula—For celebrating their 50th wedding anniversary. Senator Bowman (2/14/11).

Captain Todd Kuebler, Merville—For earning the Bronze Star for service in Iraq. Senator Anderson (2/14/11).

Pastor Jim Laupp, First Baptist Church, Fort Dodge—For blessing us with opening prayer in the Iowa Senate. Senator Beall (2/14/11).

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, February 14, 2011, 2:15 p.m.

Members Present: Dvorsky, Chair; McCoy, Vice Chair; Kettering, Ranking Member; Bartz, Black Boettger, Bolkcom, Danielson, Dix, Dotzler, Fraise, Hancock, Hogg, Houser, Jochum, Johnson, Kapucian, Ragan, Schoenjahn, and Seymour.

Members Absent: Hatch (excused).

Committee Business: Passed [HF 45](#).

Adjourned: 2:55 p.m.

EDUCATION

Convened: Monday, February 14, 2011, 5:10 p.m.

Members Present: Quirnbach, Chair; Schoenjahn, Vice Chair; Hamerlinck, Ranking Member; Beall, Boettger, Bowman, Dvorsky, Feenstra, Hogg, Johnson, Smith, Soddors, and Wilhelm.

Members Absent: None.

Committee Business: Iowa Core presentations.

Adjourned: 5:50 p.m.

STATE GOVERNMENT

Convened: Monday, February 14, 2011, 4:10 p.m.

Members Present: Danielson, Chair; Kibbie, Vice Chair; Feenstra, Ranking Member; Behn, Bertrand, Courtney, Dearden, Dix, Fraise, Horn, Jochum, Smith, Soddors, and Sorenson.

Members Absent: Hatch (excused).

Committee Business: Discussed governor's appointee.

Adjourned: 5:05 p.m.

WAYS AND MEANS

Convened: Monday, February 14, 2011, 3:00 p.m.

Members Present: Bolkcom, Chair; Seng, Vice Chair; Zaun, Ranking Member; Anderson, Bartz, Black, Chelgren, Dandekar, Dotzler, Feenstra, Hogg, Jochum, McCoy, Quirnbach, and Smith.

Members Absent: None.

Committee Business: Approved [SSB 1052](#), as amended.

Adjourned: 3:45 p.m.

INTRODUCTION OF BILLS

Senate File 206, by committee on Economic Growth/Rebuild Iowa, a bill for an act providing for waivers of certain community attraction and tourism program requirements and including retroactive applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 207, by Gronstal, a bill for an act requiring certain not-for-profit organizations to file campaign disclosure reports and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 208, by Kettering, a bill for an act providing for the issuance and display of one motor vehicle registration plate.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 209, by committee on Ways and Means, a bill for an act relating to public funding and regulatory matters by making appropriations, providing for updated Code references to the Internal Revenue Code, increasing the state earned income tax credit, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILLS RECEIVED

SSB 1104 Education

Delaying the establishment of the categorical state percent of growth for the budget year beginning July 1, 2012, for purposes of the state school foundation program, and including effective date provisions.

SSB 1105 Education

Delaying the establishment of the state percent of growth for the budget year beginning July 1, 2012, for purposes of the state school foundation program, and including effective date provisions.

SSB 1106 Education

Relating to oversight functions performed by the college student aid commission regarding certain restrictions and requirements for schools offering postsecondary educational programs, establishing a fund, providing for fees, and making penalties applicable.

SSB 1107 Education

Relating to school instructional hours and school instructional days and including effective date provisions.

SSB 1108 Education

Relating to the duties and operations of the department of education, the school budget review committee, and local school boards and including effective date and applicability provisions.

SSB 1109 Education

Relating to the duties and operations of the state's community colleges.

SSB 1110 Education

Relating to vehicular transportation for students and making penalties applicable.

SSB 1111 State Government

Relating to licensing by reciprocity for dentists.

SSB 1112 State Government

Relating to the identification of historic properties by certain rural electric cooperatives.

SSB 1113 State Government

Relating to state procurement processes.

SSB 1114 Education

Providing a sales tax exemption for textbooks used in attending a postsecondary educational institution.

SSB 1115 Human Resources

Relating to the child abuse registry administered by the department of human services.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 11**

STATE GOVERNMENT: Fraise, Chair; Bertrand and Hatch

Senate Joint Resolution 12

STATE GOVERNMENT: Hatch, Chair; Bertrand and Danielson

Senate Joint Resolution 13

STATE GOVERNMENT: Fraise, Chair; Courtney and Sorenson

Senate File 157

STATE GOVERNMENT: Soddors, Chair; Danielson and Dix

Senate File 163

STATE GOVERNMENT: Jochum, Chair; Horn and Smith

Senate File 168

STATE GOVERNMENT: Jochum, Chair; Dearden and Dix

Senate File 179

STATE GOVERNMENT: Danielson, Chair; Feenstra and Soddors

Senate File 182

STATE GOVERNMENT: Jochum, Chair; Dearden and Smith

Senate File 187

STATE GOVERNMENT: Danielson, Chair; Behn and Soddors

Senate File 188

STATE GOVERNMENT: Danielson, Chair; Soddors and Sorenson

Senate File 190

EDUCATION: Soddors, Chair; Beall and Boettger

Senate File 191

EDUCATION: Bowman, Chair; Johnson and Schoenjahn

Senate File 193

AGRICULTURE: Kibbie, Chair; Bowman and Greiner

Senate File 201

TRANSPORTATION: Kapucian, Chair; Hancock and Rielly

Senate File 202

EDUCATION: Schoenjahn, Chair; Johnson and Soddors

House File 189

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and Zaun

SSB 1104

EDUCATION: Quirnbach, Chair; Hamerlinck and Sadders

SSB 1105

EDUCATION: Quirnbach, Chair; Hamerlinck and Wilhelm

SSB 1106

EDUCATION: Quirnbach, Chair; Dvorsky and Feenstra

SSB 1107

EDUCATION: Schoenjahn, Chair; Beall and Johnson

SSB 1108

EDUCATION: Quirnbach, Chair; Hamerlinck and Schoenjahn

SSB 1109

EDUCATION: Beall, Chair; Hamerlinck and Sadders

SSB 1110

EDUCATION: Wilhelm, Chair; Bowman and Smith

SSB 1111

STATE GOVERNMENT: Jochum, Chair; Courtney and Smith

SSB 1112

STATE GOVERNMENT: Sadders, Chair; Danielson and Dix

SSB 1113

STATE GOVERNMENT: Sadders, Chair; Behn and Courtney

SSB 1114

EDUCATION: Quirnbach, Chair; Beall and Smith

SSB 1115

HUMAN RESOURCES: Dotzler, Chair; Johnson and Ragan

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: [HOUSE FILE 45 \(HSB 1\)](#), a bill for an act relating to public funding and regulatory matters and making, reducing, and transferring appropriations and revising fund amounts and including effective, retroactive, and other applicability date provisions, and making penalties applicable.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN [S-3009](#).

Final Vote: Ayes, 20: Dvorsky, McCoy, Kettering, Bartz, Black, Boettger, Bolkcom, Danielson, Dix, Dotzler, Fraise, Hancock, Hogg, Houser, Jochum, Johnson, Kapucian, Ragan, Schoenjahn, and Seymour. Nays, none. Absent, 1: Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ECONOMIC GROWTH/REBUILD IOWA

Bill Title: [*SENATE FILE 206](#) (formerly [SF 71](#)), a bill for an act providing for waivers of certain community attraction and tourism program requirements and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Sodders, Dotzler, Bacon, Bowman, Chelgren, Dandekar, Danielson, Horn, Rielly, Ward, Whitver, and Wilhelm. Nays, none. Absent, 3: Bertrand, Greiner, and Hatch.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Economic Growth/Rebuild Iowa Committee on [Senate File 206](#), and they were attached to the committee report.

WAYS AND MEANS

Bill Title: [*SENATE FILE 209 \(SSB 1052\)](#), a bill for an act relating to public funding and regulatory matters by making appropriations, providing for updated Code references to the Internal Revenue Code, increasing the state earned income tax credit, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Bolkcom, Seng, Zaun, Anderson, Bartz, Black, Chelgren, Dandekar, Dotzler, Feenstra, Hogg, Jochum, McCoy, Quirmbach, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 209](#), and they were attached to the committee report.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Calendar with recommendation for confirmation:

STATE GOVERNMENT

Brent Hinson – Generation Iowa Commission
Benjamin Rogers – Generation Iowa Commission

Rod Roberts – Director of the Department of Inspections and Appeals

David Roederer – Director of the Department of Management

AMENDMENT FILED

S–3009 H.F. 45 Appropriations